

**Amendments to the Claims:**

1-44 (Cancelled).

45 (Currently amended): A computer-readable storage medium containing computer-executable instructions which when executed by a computer automatically adjust the electronic ink height of an electronic highlighter device, comprising:

selecting an electronic pen for functioning as an electronic highlighter device;  
engaging the electronic pen with a computer-displayed handwritten text selection;

in response to engaging the electronic pen with the computer-displayed handwritten text selection, automatically determining the height of the computer-displayed handwritten text selection, wherein determining the height of the computer-displayed handwritten text selection includes ~~at least one member of a group comprising:~~ determining an average height of the computer-displayed handwritten text selection without considering the length of any ascending or any descending character segments of any characters comprising the computer-displayed handwritten text selection, ~~and determining the height of the computer-displayed handwritten text selection based on the maximum height of the computer-displayed handwritten text selection including the length of any ascending or any descending character segments of any characters comprising the computer-displayed handwritten text selection;~~ and

setting the electronic ink height of the electronic pen to the determined height, wherein the set electronic ink height of the electronic pen is configured to highlight the average height of the computer-displayed handwritten text selection without highlighting any ascending or any descending character segments of any characters comprising the computer-displayed handwritten text selection.

46 (Previously presented): The computer-readable medium of Claim 45, further comprising distributing the electronic ink at the determined height onto the computer-displayed handwritten text selection.

47 (Previously presented): The computer-readable medium of Claim 45, whereby selecting an electronic pen for functioning as an electronic highlighter device includes selecting an electronic mousing device for functioning as an electronic highlighter device; and

whereby engaging the electronic pen with a computer-displayed handwritten text selection includes focusing a cursor of the electronic mousing device over the computer-displayed handwritten text selection and clicking the electronic mousing device for distributing electronic ink onto the computer-displayed handwritten text selection.

48 (New): A computer-implemented method for automatically adjusting the electronic ink height of an electronic highlighter device, comprising:

selecting an electronic pen for functioning as an electronic highlighter device;  
engaging the electronic pen with a computer-displayed handwritten text selection;  
in response to engaging the electronic pen with the computer-displayed handwritten text selection, automatically determining the height of the computer-displayed handwritten text selection, wherein determining the height of the computer-displayed handwritten text selection includes determining an average height of the computer-displayed handwritten text selection without considering the length of any ascending or any descending character segments of any characters comprising the computer-displayed handwritten text selection; and

setting the electronic ink height of the electronic pen to the determined height, wherein the set electronic ink height of the electronic pen is configured to highlight the average height of the computer-displayed handwritten text selection without highlighting any ascending or any descending character segments of any characters comprising the computer-displayed handwritten text selection.

49 (New): The computer-implemented method of Claim 48, further comprising distributing the electronic ink at the determined height onto the computer-displayed handwritten text selection.

50 (New): The computer-implemented method of Claim 48, whereby selecting an electronic pen for functioning as an electronic highlighter device includes selecting an electronic mousing device for functioning as an electronic highlighter device; and

whereby engaging the electronic pen with a computer-displayed handwritten text selection includes focusing a cursor of the electronic mousing device over the computer-displayed handwritten text selection and clicking the electronic mousing device for distributing electronic ink onto the computer-displayed handwritten text selection.

51 (New): A system for automatically adjusting the electronic ink height of an electronic highlighter device, comprising:

a processor; and

a memory having computer-executable instructions stored thereon, wherein the computer-executable instruction are configured for:

selecting an electronic pen for functioning as an electronic highlighter device;

engaging the electronic pen with a computer-displayed handwritten text selection;

in response to engaging the electronic pen with the computer-displayed handwritten text selection, automatically determining the height of the computer-displayed handwritten text selection, wherein determining the height of the computer-displayed handwritten text selection includes determining an average height of the computer-displayed handwritten text selection without considering the length of any ascending or any descending character segments of any characters comprising the computer-displayed handwritten text selection; and

setting the electronic ink height of the electronic pen to the determined height, wherein the set electronic ink height of the electronic pen is configured to highlight the average height of the computer-displayed handwritten text selection without highlighting any ascending or any descending character segments of any characters comprising the computer-displayed handwritten text selection.

52 (New): The system of Claim 51, further comprising distributing the electronic ink at the determined height onto the computer-displayed handwritten text selection.

53 (New): The system of Claim 51, whereby selecting an electronic pen for functioning as an electronic highlighter device includes selecting an electronic mousing device for functioning as an electronic highlighter device; and

whereby engaging the electronic pen with a computer-displayed handwritten text selection includes focusing a cursor of the electronic mousing device over the computer-displayed handwritten text selection and clicking the electronic mousing device for distributing electronic ink onto the computer-displayed handwritten text selection.